

Senate File 563

SENATE FILE _____
BY COMMITTEE ON APPROPRIATIONS

(SUCCESSOR TO SSB 1337)

Passed Senate, Date _____ Passed House, Date _____
Vote: Ayes _____ Nays _____ Vote: Ayes _____ Nays _____
Approved _____

A BILL FOR

1 An Act relating to and making appropriations to the judicial
2 branch.
3 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF IOWA:
4 TLSB 1132SV 82
5 jm/je/5

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1 1 Section 1. JUDICIAL BRANCH.

1 2 1. There is appropriated from the general fund of the
1 3 state to the judicial branch for the fiscal year beginning
1 4 July 1, 2007, and ending June 30, 2008, the following amount,
1 5 or so much thereof as is necessary, to be used for the
1 6 purposes designated:

1 7 For salaries of supreme court justices, appellate court
1 8 judges, district court judges, district associate judges,
1 9 judicial magistrates and staff, state court administrator,
1 10 clerk of the supreme court, district court administrators,
1 11 clerks of the district court, juvenile court officers, board
1 12 of law examiners and board of examiners of shorthand reporters
1 13 and judicial qualifications commission, receipt and
1 14 disbursement of child support payments, reimbursement of the
1 15 auditor of state for expenses incurred in completing audits of
1 16 the offices of the clerks of the district court during the
1 17 fiscal year beginning July 1, 2007, and maintenance,
1 18 equipment, and miscellaneous purposes:

1 19 \$123,974,074

1 20 Of the amount appropriated in this subsection, \$736,664
1 21 shall be used to implement the children's justice initiative.
1 22 The following additional court employees are authorized for
1 23 implementation of the children's justice initiative: two
1 24 court reporters, one and one-half full-time equivalent court
1 25 attendants, four juvenile court officers, and two juvenile
1 26 court technicians. Notwithstanding the district associate
1 27 judgeship apportionment formula in section 602.6301, two
1 28 additional district associate judgeships are authorized for
1 29 implementation of the initiative, with one district associate
1 30 judgeship allocated to the fourth judicial district and one
1 31 district associate judgeship allocated to election district 5B
1 32 of the fifth judicial district.

1 33 2. The judicial branch, except for purposes of internal
1 34 processing, shall use the current state budget system, the
1 35 state payroll system, and the Iowa finance and accounting
2 1 system in administration of programs and payments for
2 2 services, and shall not duplicate the state payroll,
2 3 accounting, and budgeting systems.

2 4 3. The judicial branch shall submit monthly financial
2 5 statements to the legislative services agency and the
2 6 department of management containing all appropriated accounts
2 7 in the same manner as provided in the monthly financial status
2 8 reports and personal services usage reports of the department
2 9 of administrative services. The monthly financial statements
2 10 shall include a comparison of the dollars and percentage spent
2 11 of budgeted versus actual revenues and expenditures on a
2 12 cumulative basis for full-time equivalent positions and
2 13 dollars.

2 14 4. The judicial branch shall focus efforts upon the
2 15 collection of delinquent fines, penalties, court costs, fees,
2 16 surcharges, or similar amounts.

2 17 5. It is the intent of the general assembly that the
2 18 offices of the clerks of the district court operate in all 99

2 19 counties and be accessible to the public as much as is
2 20 reasonably possible in order to address the relative needs of
2 21 the citizens of each county.

2 22 6. The judicial branch shall continue studying the best
2 23 practices and efficiencies of each judicial district. In
2 24 identifying the most efficient judicial districts and the
2 25 districts using best practices, the judicial branch shall
2 26 consider the average cost to the judicial branch for
2 27 processing each classification of criminal offense or civil
2 28 action and the overall number of cases filed. In addition,
2 29 and as part of the best practices and efficiencies study, the
2 30 judicial branch shall study the number of judicial officers
2 31 needed throughout the state to manage current caseloads and
2 32 anticipated caseloads in the future, and shall make
2 33 recommendations, if any, as to changes in judgeship and
2 34 magistrate apportionment formulas in sections 602.6201,
2 35 602.6301, and 602.6401. The judicial branch shall file a
3 1 report regarding the study made, recommendations presented,
3 2 and actions taken pursuant to this subsection with the
3 3 co-chairpersons and ranking members of the joint
3 4 appropriations subcommittee on the justice system and to the
3 5 legislative services agency by January 1, 2008.

3 6 7. In addition to the requirements for transfers under
3 7 section 8.39, the judicial branch shall not change the
3 8 appropriations from the amounts appropriated to the judicial
3 9 branch in this Act, unless notice of the revisions is given
3 10 prior to their effective date to the legislative services
3 11 agency. The notice shall include information on the branch's
3 12 rationale for making the changes and details concerning the
3 13 workload and performance measures upon which the changes are
3 14 based.

3 15 8. The judicial branch shall submit a semiannual update to
3 16 the legislative services agency specifying the amounts of
3 17 fines, surcharges, and court costs collected using the Iowa
3 18 court information system since the last report. The judicial
3 19 branch shall continue to facilitate the sharing of vital
3 20 sentencing and other information with other state departments
3 21 and governmental agencies involved in the criminal justice
3 22 system through the Iowa court information system.

3 23 9. The judicial branch shall provide a report to the
3 24 general assembly by January 1, 2008, concerning the amounts
3 25 received and expended from the enhanced court collections fund
3 26 created in section 602.1304 and the court technology and
3 27 modernization fund created in section 602.8108, subsection 7,
3 28 during the fiscal year beginning July 1, 2006, and ending June
3 29 30, 2007, and the plans for expenditures from each fund during
3 30 the fiscal year beginning July 1, 2007, and ending June 30,
3 31 2008. A copy of the report shall be provided to the
3 32 legislative services agency.

3 33 Sec. 2. JUDICIAL RETIREMENT FUND.

3 34 1. There is appropriated from the general fund of the
3 35 state to the judicial retirement fund for the fiscal year
4 1 beginning July 1, 2007, and ending June 30, 2008, the
4 2 following amount, or so much thereof as is necessary, to be
4 3 used for the purpose designated:

4 4 Notwithstanding section 602.9104, for the state's
4 5 contribution to the judicial retirement fund in the amount of
4 6 22.5 percent of the basic salaries of the judges covered under
4 7 chapter 602, article 9:
4 8 \$ 3,450,963

4 9 2. There is appropriated from the revolving fund
4 10 created in section 602.1302 to the judicial retirement
4 11 fund for the fiscal year beginning July 1, 2007, and
4 12 ending June 30, 2008, the following amount, or so much
4 13 thereof as is necessary, to be used for the purposes
4 14 designated:

4 15 As part of the state's contribution to the judicial
4 16 retirement fund in accordance with the conditions
4 17 specified in subsection 1:
4 18 \$ 2,000,000

4 19 Sec. 3. POSTING OF REPORTS IN ELECTRONIC FORMAT ==
4 20 LEGISLATIVE SERVICES AGENCY. All reports or copies of reports
4 21 required to be provided by the judicial branch for fiscal year
4 22 2007=2008 to the legislative services agency shall be provided
4 23 in an electronic format. The legislative services agency
4 24 shall post the reports on its internet website and shall
4 25 notify by electronic means all the members of the joint
4 26 appropriations subcommittee on the justice system when a
4 27 report is posted. Upon request, copies of the reports may be
4 28 mailed to members of the joint appropriations subcommittee on
4 29 the justice system.

EXPLANATION

4 30
4 31 This bill makes appropriations for FY 2007=2008 to the
4 32 judicial branch.

4 33 The bill makes an appropriation from the general fund of
4 34 the state and the jury and witness fees revolving fund created
4 35 in Code section 602.1302 to the judicial retirement fund.

5 1 The bill authorizes additional court employees and judicial
5 2 officers for the children's justice initiative.

5 3 LSB 1132SV 82

5 4 jm:jp/je/5